

## Meeting Minutes January 20, 2005

### Town of Los Altos Hills City Council Regular Meeting

Thursday, January 20, 2005 6:00 P.M.  
Bullis School Multi-Purpose Room, 25890 Fremont Road

#### 1. CALL TO ORDER, ROLL CALL, AND PLEDGE OF ALLEGIANCE

Present: Mayor Mike O'Malley, Mayor Pro Tem Breene Kerr, Councilmember Craig A. T. Jones, Councilmember Jean Mordo and Councilmember Dean Warshawsky

Absent: None

Staff: City Manager Maureen Cassingham, City Attorney Steve Mattas, Planning Director Carl Cahill, Administrative Services Director Sarah Joiner and City Clerk Karen Jost

MOTION SECONDED AND CARRIED: Moved by Warshawsky, seconded by Kerr and passed unanimously to limit the length of time for public comments to three minutes.

#### 2. APPOINTMENTS AND PRESENTATIONS

##### 2.1 Relay for Life Proclamation and Request for Support-Ken Clifford

Ken Clifford, Chair, Los Altos Relay for Life, addressed Council. He thanked them for the opportunity to discuss the upcoming fundraiser and for their support of last year's inaugural and very successful event. In 2004, the Los Altos Relay for Life raised \$245,000, ten times their original goal. This year's goal is \$375,000. Clifford explained the 24 hour relay event, noting that teams would be responsible for manning the relay track with a team member every hour during the "race". The organizers would provide the logistics, including food, water, and entertainment. The Relay for Life is the signature event of the Cancer society and raises more monies worldwide than any other fundraiser. Funds raised from the event are used for cancer research and support programs for cancer patients, survivors and caregivers. Clifford explained that he would be working with Los Altos Hills staff and Town Standing Committees to form teams and encouraged Councilmembers to consider personally supporting the event.

Council thanked Clifford for his presentation and wished him success with the 2005 Los Altos Relay for Life.

MOTION SECONDED AND CARRIED: Moved by Kerr, seconded by Warshawsky and passed unanimously to approve a Proclamation proclaiming June 20-June 26, 2005 as

Relay for Life Week in Los Altos Hills. The Proclamation would be presented to the public at the February 27, 2005 promotional “kick-off” rally for the fundraiser.

## 2.2 Certificate of Appreciation – Jean Mordo, Planning Commission

Mayor O’Malley presented a Certificate of Appreciation to Councilmember Mordo in recognition of his recent service as a Planning Commissioner.

## 2.3 Certificate of Appreciation - Craig Jones, Finance and Investment Committee

Mayor O’Malley presented a Certificate of Appreciation to Councilmember Jones for his recent membership on the Finance and Investment Committee.

## 2.4 Certificate of Appreciation-Richard Cassam, Pathways Committee

Mayor O’Malley presented a Certificate of Appreciation to Richard Cassam in recognition of his tenure on the Pathways Committee.

## 2.5 Certificate of Appreciation-Kelly Porter

Mayor O’Malley presented a Certificate of Appreciation to Kelly Porter and his family in recognition of their gracious hospitality in hosting the Los Altos Hills Newcomers Reception at their residence. O’Malley noted that the event had been deemed a success and acknowledged the participants had enjoyed seeing the splendor of the restoration project the Porters had successfully completed and the transformation of Morgan Manor to its former beauty.

## 2.6 Certificate of Commendation-University of California Berkeley Golden Bears and Wide Receiver Chase Lyman, Los Altos Hills

Mayor O’Malley offered his congratulations to Chase Lyman, Los Altos Hills resident and the California Bears Football Team for their successful year. He noted that it was a bittersweet salute due to the injury sustained by Lyman but thanked him for the national recognition that he had brought to the Town and wished him a speedy and full recovery.

## 3. PLANNING COMMISSION REPORT

Planning Director Carl Cahill reported that the Planning Commission had not met since the last City Council meeting. Their next scheduled meeting was January 27, 2005 and Cahill noted they had a full agenda of items to be reviewed. Cahill added that the Commission had scheduled the Path Map Public Hearings for February 10, 2005.

## 4. CONSENT CALENDAR

Items Removed: 4.7 (O’Malley) and 4.10 (O’Malley)

MOTION SECONDED AND CARRIED: Moved by Warshawsky, seconded by Kerr and passed unanimously to approve the remainder of the Consent Calendar, specifically:

- 4.1 Approval of Minutes: Regular City Council Meeting January 6, 2005
- 4.2 Review of Disbursements: 12/20/2004 – 1/12/2005 \$0
- 4.3 Approval of Certificate of Correction, Tract No. 1286 Lands of Garverick; 14460 Miranda Court
- 4.4 Acceptance of Grant of Conservation Easement; Lands of Crozier Hogle; 2000 Page Mill Road – Resolution #2-05
- 4.5 Approval of Amendments to Personnel Policy Manual and Employee Benefit Plan – Resolution #3-05
- 4.6 Resolution Approving Additional Architectural Services Associated with Construction of New Town Hall – Resolution #4-05
- 4.8 Resolution Authorizing Approval of Professional Services Agreement for Audio Visual Consulting Associated with the New Town Hall – Resolution #5-05
- 4.9 Resolution Authorizing Change Orders for the New Town Hall – Resolution #6-05

Items Removed:

- 4.7 Resolution Authorizing Extra Work at New Town Hall to Extend Gas Line to Service Water District Building – Resolution #
- 4.10 Resolution Approving Contract for Gas and Electric Line Extensions to New Town Hall - Resolution #7-05

Mayor O'Malley explained that he had requested separate consideration of the items to permit further discussion of the appropriate funding for the projects. He clarified that he would support approving the work and expenditures but would like to review the options for allocation of the payment. Council concurred.

MOTION SECONDED AND CARRIED: Moved by Kerr, seconded by Warshawsky and passed unanimously to approve the expenditures as identified in the staff reports 4.7 and 4.10.

5. UNFINISHED BUSINESS

5.1 Town Goals

5.1.1 Complete Town Hall On Time and On Budget

5.1.1a TBI Update

Tony Vierra, TBI Construction, addressed Council. He reported that staff had visited the site and provided input on their workspaces. Vierra was working with the utilities for service to the building including Comcast, PG&E, Purissima Hills Water, XO and SBC. He noted that the interior framing was progressing and the ductwork, electrical work and window installation were moving forward. Vierra added that he was working on the procurement of the Audio Visual and landscaping bid. He had met with the Chair of the Town's Emergency Communications Committee to assist them in relocating their flagpole antenna away from the solar panels.

#### 5.1.2 Identify and Fund Underground Project

Councilmember Warshawsky reported that the Subcommittee had scheduled their project "kick-off" meeting for February 15, 2005 at the Purissima Road undergrounding site. Surveying for the project would begin shortly thereafter.

#### 5.1.3 Complete Master Pathway Map

Councilmember Warshawsky reported that the Pathways Committee had extended invitations to the Planning Commissioners and Councilmembers to attend their next regularly scheduled meeting on January 24, 2005. The Committee would provide an overview of the map update process and background for their recommendations to the attendees. The Public Hearings on the map have been scheduled for February 10, 2005 before the Planning Commission and March 8, 2005 before Council and March 9, 2005, if additional time is required. Warshawsky noted that a town-wide notice of the meetings had been mailed.

#### 5.2 Discussion of Refuse Vehicle Fuel and Emission Reduction-John Zirelli, General Manager, Los Altos Garbage Company

Mayor Pro Tem Kerr introduced this item to Council. He provided a brief overview of the Town's Bay Area Air Quality Management District grant for retrofitting devices that would reduce nitrous oxides on the refuse vehicles that operate in the Town. Kerr explained that when Los Altos Garbage Company appeared before Council requesting support for the grant, he had asked for additional information on alternate fuels and bio-diesel fuels for the refuse vehicles. Kerr noted that since LAGCo was a significant service provider to the Town and their vehicles were significant users of fuel, this discussion was an important step in his proposed Green Energy Initiative for Los Altos Hills. Kerr advised that additional research and discussion on the issue of fuels would be required.

John Zirelli, General Manager, Los Altos Garbage Company, addressed Council. LAGCo representatives Joe Renati and Mike King were available to Council to answer questions. Zirelli explained that he had been exploring the options for vehicle fuel reduction. They included; bio-diesel fuel, natural gas engines and a possible reduction in the number of trucks used for service. Zirelli noted that the company supported the use of bio-diesel fuel, however the new State Law ARB that mandated the use of an emission device created an obstacle. The manufactures of the device require the use of ultra low sulfur diesel fuel or it would void the warranty. Zirelli is hopeful that this would be rectified in the near future. He explained that natural gas engines in refuse vehicles were

in the test stage and being used in San Francisco, however, at this time they are not a viable option in hilly terrains. Zirelli added that the discussion of using fewer pick-up vehicles for garbage, green waste and recycling would require curbside service which is currently used by only 30% of residents in Los Altos Hills. Long driveways and the steep terrain are a deterrent to this option.

Council thanked Zirelli for the presentation. Mayor Pro Tem Kerr voiced his support for continuing the discussion and moving forward with LAGCo to reduce fuel use and emissions. He believed that there was a high probability that bio-diesel would be a successful solution.

Zirelli offered that he would continue to work with the vendor of their emissions device, Cleaire Longview. He would keep Council apprised of his findings.

### 5.3 Discussion of Revitalization of Soccer Playing Fields at the Bullis-Purissima School Site (continued from 1/6/05)

Rodney Robinson, Via Arline, addressed Council. He distributed a revised draft proposal for the revitalization of the Soccer Playing Fields at Bullis. Robinson reviewed the highlights of his proposal that included: the installation of a full size synthetic field; the reconfiguration of the existing field; the fence around the field would be unlocked and the field would be available to the public when not scheduled for use. Robinson explained that the proposal was being sponsored by AYSO region 43 and the Mountain View-Los Altos Soccer Club. The groups had a membership of 1500 kids with approximately 250 Los Altos Hills children participating. He reviewed the parking, costs of installation and field users and times. Robinson added that the biggest obstacle to the proposal was funding. He believed that the sponsors would be able to contribute substantially to the proposal and was hopeful that the Town would support the project.

Council requested clarification on the usage and scheduling for the field. Robinson explained that the use times in his draft were proposals and that the Town would have the final determination through their permit process. He offered that the sponsors would like to manage the fields.

Council discussion ensued regarding the proposal. It was suggested that the Town could potentially lease the site from the Los Altos School District for a minimal cost and that the land was the most expensive component in the proposal. Council noted that there was a precedent with a cooperative project between the City of Los Altos and the School District for recreational facilities on school lands and agreed that they were a major factor in the proposal. Council reiterated the requirement that the public have access to the field and the importance of adding recreational facilities to the community. It was noted that there was a great need for soccer fields in the area and that it was a sport enjoyed by both boys and girls.

### OPENED PUBLIC COMMENT

Jane Lombard, spoke to Council as a parent, coach, regional commissioner and cardiologist. She offered that there were probably 300-400 Los Altos Hills children

participating in soccer programs. Lombard concurred with the Council's assessment that the land was a valuable resource and encouraged them to support the proposal. She explained the difficulty in finding adequate playing fields and noted that spring soccer had been cancelled and teams were looking for indoor gym space for practice areas. She suggested that the field had the potential to bring the community of Los Altos and Los Altos Hills together and urged the Council to work with the School District to investigate the revitalization of the Bullis field.

Sandy Humphries, Fremont Road, expressed her concern with the use of synthetic turf. She did not believe the safety concerns had been adequately addressed.

Nicki Locker, resident, explained that her children all actively participated in sports. Her son was a baseball player who had the option of using the wonderful Los Altos Hills baseball fields, however, her daughters played soccer and there were no fields in Town for them. She would like to see this remedied and for the girls to have the same opportunities and the same access to facilities.

Jamie Kelly, Ravensbury Avenue, explained that Town residents are often shut out of using other local communities' fields because they are used by residents. He described the lack of field resources for the soccer teams. A synthetic field would be preferable because it is the least impacted by weather and would be the easiest to maintain and sustain for year round play.

Henry Nesmith, Templeton Place, thanked the Council for reviewing the proposal. He supported the project and noted that he would support it financially. Nesmith explained that the field would be a community asset that could be enjoyed and used by the soccer clubs, public and small schools.

Mike Stanley, Julietta Lane, voiced his opinion that this area had the worst facilities for youth sports. There are no sports courts, La Cross fields, soccer fields, only baseball fields. He believed there was only one lot available for development and that was here at Bullis. Stanley offered his opinion that the Los Altos School District was interested in retaining the school site and believed there was a precedent in them working with a municipality (City of Los Altos) for the development of sports facilities. He added that there was a core group of people that would support the project financially and would work to bring the project to fruition.

Resident, Priscilla Lane, encouraged Council to consider the proposal. He was a coach and treasurer for CYSA and commented that he was confident that the club could meet the financial goals necessary to fund the development of the field.

#### CLOSED PUBLIC COMMENT

Mayor O'Malley explained that it was appropriate for the staff to review the proposal and further investigate the issues including cost and drainage and to return to the Council with their findings. At that time the formation of a committee to move forward with the project could be considered.

Mayor Pro Tem Kerr offered that he and Councilmember Warshawsky had previously investigated the field revitalization and at time there had been a number of obstacles and issues that cautioned them from going forward. The main impediment had been funding. He suggested that he would have an issue with any proposal that used rental fees as part of the capital budget and would like to see the funding component of the proposal more clearly delineated. Kerr added that he would like to see the Town's Parks and Recreation Department in charge of the fields.

Robinson noted that the organizations would be amenable to the Parks and Recreation Department running the fields as long as the groups that were funding the proposal were permitted to use the fields on a scheduled basis. He added that the Town could regulate the schedule and hours of operation through their permit process.

Councilmember Mordo requested that the broader question of who would be responsible for raising the funds, construction of the field and running of the field be included in the proposal.

Robinson responded that the clubs would raise the funds, the draft proposal identified the Town as the entity responsible for building the field and management of the field was to be reviewed but they would be acceptable to the Town assuming the role.

Council thanked Mr. Robinson for his presentation. Staff was directed to review the proposal and return to Council with their findings.

#### 5.4 Green Initiative Strategic Goals for the Town – Mayor Pro Tem Kerr and Councilmember Jones

Mayor Pro Tem Kerr explained that Council had initially discussed the Green Initiative Goals at their December 2, 2004 meeting. He suggested that many of the elements for the Green Initiative had been engaged by the Town on an informal basis for the past year, including the solar system and energy savings system for the new Town Hall and the recent purchase of the hybrid car for staff use. Kerr offered that if the Council were to set strategic goals for the Town, they would be useful reference tools for Council when they considered items presented to them for their review. Kerr used the recent BAAQMD application by the Los Altos Garbage Company as an example that lead to further discussions on fuel consumption. He requested that Council consider setting strategic goals and offered: (1) 50% reduction in electrical use; (2) 25% reduction in transportation and fuel use; and (3) 30% reduction in metered water use. The goals were for Town owned and operated property and facilities using 2003 as the base year with (5) five years as the target. Kerr acknowledged that these were proposed numbers but believed that they were achievable noting that the Town Hall energy savings program would help to achieve the first goal. He explained the reduction in transportation and fuel use was a more difficult and challenging goal and added that he had chosen the water reduction goal of 30% because if the Town were to achieve this they would be at their base water allotment number. Kerr suggested that if the Town set and met these goals it would be a positive example for Town residents.

Council discussed the Green Initiative Strategic Goals for the Town as proposed by Mayor Pro Tem Kerr.

Councilmember Jones explained that he had reviewed the conservation programs of other cities and noted that many have a staff dedicated to achieving the municipality's strategic goals. He offered Berkeley, San Francisco and Davis as examples. He suggested that the goals would serve as a positive framework for the Environmental Initiatives Committee and assist Council in reviewing projects.

Councilmember Warshawsky concurred and noted that it was an admirable proposal and reiterated that a number of elements had been accepted and approved by Council including the solar orchard, hybrid vehicle, and drought tolerant landscaping plan for the new Town Hall. His only concern was the proposed timetable in the report and questioned the requirements on staff. Kerr clarified that he was not proposing ordinances or public hearings initially and did not expect much staff time to be dedicated to his proposal. He was recommending adopting strategic goals for Town owned property.

Councilmember Mordo supported the proposal and suggested that Council move forward with the proposed reduction numbers adding that they could be adjusted at a later date if changes were warranted.

Mayor O'Malley explained that he was in agreement with Councilmember Warshawsky's statement and could support the proposal if they could minimize the staff effort. He commented that the Town was nearing the completion of the new Town Hall and the update of the Path Map Element and he could support starting the process of forming the new Standing Committee by advertising for membership. O'Malley supported the Committee defining the goals.

#### OPENED PUBLIC COMMENT

Sandy Humpries, Environmental Design and Protection Committee, suggested that the Committee would like to add the Green Initiative charge to their charter.

#### CLOSED PUBLIC COMMENT

Mayor Pro Tem Kerr explained that he would like the new committee to be charged solely with the Green Energy Initiative. This would afford the committee the ability to focus on their charge and offer an opportunity to new volunteers.

**MOTION SECONDED AND CARRIED:** Moved by Kerr, seconded by Jones and passed by the following roll call vote that the Town adopt the Green Initiative Strategic Goals as identified in the Council packet; specifically, to adopt a five (5) year Strategic Goal for reductions relative to 2003 base year for Town owned and operated property and facilities that include 1) 50% reduction in electrical use, 2) 25% reduction in transportation fuel use derived from petroleum sources, and 3) 30% reduction in metered water use. The adopted strategic goals would be subject to review by the Environmental Initiatives Committee.

AYES: Mayor O'Malley, Mayor Pro Tem Kerr, Councilmember Jones,  
Councilmember Mordo and Councilmember Warshawsky  
NOES: None



ABSENT: None  
ABSTAIN: None

#### 5.5 Consideration of Environmental Initiatives Committee

Councilmember Jones explained that the general proposal was for the Environmental Initiatives Committee to be established with the charter to: 1) assist the Town in the development of and refinement of the Environmental Strategic Goals for Town owned property; 2) help recommend a set of initiatives that would lead to progress and achievement of those goals; and, 3) review other environmental initiatives to be proposed to Council and subject to appropriate public hearings that would affect other aspects of Town policy, including residential development.

Councilmember Jones encouraged a working relationship between the Environmental Design and Protection Committee and the Environmental Initiatives Committee and suggested that this be included in the new Committee's charter. He suggested a membership of nine members.

Council supported the proposal. Mayor O'Malley noted that the membership size could be modified according to the response.

City Attorney Mattas clarified that the motion to establish the Committee should be made consistent with the parameters identified by Councilmember Jones and that staff would amend the Standing Committee Resolution to include the newly established Committee and return to Council with the revised Resolution on the Consent Calendar for Council approval.

**MOTION SECONDED AND CARRIED:** Moved by Jones, seconded by Kerr and passed by the following roll call vote to direct staff to amend the Standing Committee Resolution to include a new committee entitled the Environmental Initiatives Committee that is comprised of a membership of nine (9) or greater and is charged: 1) to assist the Town in the development of and refinement of the Environmental Strategic Goals for Town owned property; 2) help recommend a set of initiatives that would lead to progress and achievement of those goals; and 3) to review other environmental initiatives to be proposed to Council and subject to appropriate public hearings that would affect other aspects of Town policy, including residential development. The Committee would be encouraged to work with the Environmental Design and Protection Committee and other Standing Committees.

AYES: Mayor O'Malley, Mayor Pro Tem Kerr, Councilmember Jones,  
Councilmember Mordo and Councilmember Warshawsky  
NOES: None  
ABSENT: None  
ABSTAIN: None

Staff was directed to advertise for membership to the Environmental Initiatives Committee.

Council Meeting Recessed at 8:05 p.m.

Council Meeting Reconvened at 8:15 p.m.

## 6. NEW BUSINESS

### 6.1 Presentation of Comprehensive Annual Financial Report for Year Ended June 30, 2004

Administrative Services Director Sarah Joiner introduced this item to Council. Joiner explained that the Council had before them a copy of the Comprehensive Annual Financial Report for the Town of Los Altos Hills year ended June 30, 2004. The Town had received an unqualified opinion of the financial statements from their auditor, Vavrinek, Trine, Day & Company, LLP. Joiner explained that this was the first year the Town had implemented Statement 34, the new reporting model required by the Government Accounting Standards Board. Four new features had been added to the financial report as a result of the new reporting model that included: 1) statements that provided the reader a broader overview of Town finances in a manner similar to private sector business reporting with a full accrual reporting method that included all Town assets including infrastructure; 2) a new report entitled Management Discussion and Analysis where management provided certain financial information highlights and compared them to prior years and analyzed the variances; 3) expanded budgetary reporting that showed the original and final budgets for government funds which include the General Fund, Capital Improvement Fund and Special Revenue Fund; and 4) an expanded fund financial statement report that included a reconciliation that tied the traditional fund financial statements to the Town wide statements.

Joiner explained that accountability is the paramount objective of financial reporting for governments. The old model presented fiscal accountability and demonstrated the Town's compliance with legal requirements with a focus on short term. Joiner noted that with the new reporting model, in addition to fiscal accountability, the statements now reflected operational accountability and demonstrated the extent to which the Town had met its operating objectives efficiently and effectively, using all resources available.

Joiner noted that the draft statement had been presented to the Finance and Investment Committee and the final report had been submitted to the two award programs that had recognized last year's report and she was confident that they would again be award recipients. Joiner added that A. J. Major of the Town's auditing firm Vavrinek, Trine, Day & Company had offered to make a presentation to the Council at a study session if they would like additional information on the Comprehensive Annual Financial Report.

## OPENED PUBLIC COMMITTEE

Frank Lloyd, Finance and Investment Committee, addressed Council. He praised Administrative Services Director Sarah Joiner and Accountant/Office Manager Cindy Higby for the excellent report. He reviewed the new reporting sections with the Council and offered that he would like to see the inclusion of more Town statistics i.e. number of parcels in Town, number of houses, secondary housing units, etc. Lloyd recommended that the City Council consider the offer from A. J. Major for a study session and

acknowledged that he believed this would be very helpful. He concluded his comments by reiterating his appraisal that this was a great financial report.

#### CLOSED PUBLIC COMMENT

Council reviewed the report with Joiner. She discussed the management letter that would be sent by the auditor and was expected shortly. Joiner noted that the remarks were expected to be similar to last years and she reviewed the procedures the Finance Department had taken to mitigate the lack of separation of duties within the department. The letter would be reviewed with the Finance and Investment Committee Chairperson. Council thanked her for her presentation and congratulated her on the report.

Council directed staff to schedule a joint study session with the Council, Auditor and Finance and Investment Committee for 5:00 pm before a future Council meeting.

PASSED BY CONSENSUS: To receive and file the Comprehensive Annual Financial Report for Year Ended June 30, 2004

#### 7. REPORTS FROM COMMITTEES, SUB-COMMITTEES, AND COUNCILMEMBERS ON OUTSIDE AGENCIES

Councilmember Mordo reported that he and Councilmember Jones had attended the League of California Cities conference for newly elected officials. It had been a rewarding experience. Mordo noted that it had been brought to his attention that in other jurisdictions, Council Members had the ability to participate in health benefits. He suggested that he would be interested in having the ability to purchase medical insurance through the Town's group plan.

City Manager Cassingham offered that the issue had been broached previously and during a preliminary review of benchmark cities, those cities that did not pay their Council a monthly stipend, benefits varied from city paid benefits to Council self-funded plans. She explained that the Town's retirement contract and health benefits contract were with PERS, which required that for the Council to participate in the health contract they would also have to participate in the pension contract. This would trigger cost ramifications even if the Council chose to pay for their own health plan. She suggested that an alternate option might be to form a separate small plan that would offer competitive rates. She offered to return to Council with a more comprehensive report.

Council directed staff to investigate the issue and return to Council with their findings.

Mayor Pro Tem Kerr reported that at the last New Town Hall Committee meeting, the Donor Wall Subcommittee had discussed a proposed fundraising phonathon to be held on February 16 and 17. The Town Hall Committee had suggested that Councilmembers participate in the event. This would necessitate the cancellation of the February 16, 2005 regular City Council meeting.

Staff was directed to return the discussion of the meeting cancellation to Council for their consideration at the February 3, 2005 City Council Meeting.

Councilmember Warshawsky reported that he had attended the Santa Clara County Cities Association Joint Policy Collaborative meeting. He explained that this was a joint effort between cities and business to address similar interests. Warshaswsky had suggested that the Collaborative consider investigating regional cell phone coverage.

Councilmember Jones reported that at the League Conference, he had observed that universally city councils hold formal annual goal and strategic planning sessions lead by outside facilitators. He suggested that he would like to see this implemented in the Town.

Following a brief discussion, Council directed staff to agendize the item for discussion at a future meeting. It was suggested that the goal and strategic planning session should be scheduled for May or June and that Town staff be included as participants.

Mayor O'Malley reported that he had presented a report outlining the accomplishments of the Lower Peninsula Flood Control District and Advisory Board to the Santa Clara Valley Water District Board of Directors. His report emphasized the Board's support of the Collaborative process on the Adobe Creek project.

Mayor O'Malley added that he had meet with the City of Los Altos to discuss sewers. There is some progress and a future meeting is to be scheduled.

Mayor O'Malley also attended the Santa Clara Counties Cities Association meeting.

## 8. STAFF REPORTS

### 8.1 City Manager

City Manager Cassingham reported that she had received a check for \$80,000 from Kathi Noe, Director of Government Relations and Franchising, Comcast. Cassingham noted that this was basically the grant monies for the Town's acquisition of cable cast studio development and equipment. She explained that she and the City Engineer would monitor the progress of Comcast bringing service to residents in the public rights-of-ways. She would provide Council with a status report when more information was available.

Cassingham updated Council on the status of their request to Friends of Westwind to consider the postponement of maintenance projects until after June 30, 2005 to allow the Town to participate in the Door Replacement Project at the Barn. She had received a tentative verbal response from Board President Dan Alexander that the Friends would agree to refrain from major maintenance projects but would proceed with several projects deemed critical and would pay for the work and expect the Town to pay their cost share after July 1, 2005.

Mayor Pro Tem Kerr announced that the VTA would be scheduling a brief presentation to Council at a future meeting. He had requested they specifically address the Moody Road/El Monte Corridor.

Cassingham reported that Acting City Engineer Dave Ross and the Town's Engineering Staff would present a completed Draft Master Plan for the Moody Road/El Monte Road Corridor at their February 3, 2005 City Council meeting. This would assist the Council in their briefing with the VTA.

City Attorney

### 8.3 City Clerk

#### 8.3.1 Report on Council Correspondence

## 9. COUNCIL-INITIATED ITEMS

## 10. PRESENTATIONS FROM THE FLOOR

Sandy Humphries, Fremont Road, stated that she did not support the recent implementation of the Road Impact Fee and added that the Environmental Design and Protection Committee had suggested a similar fee be imposed on trucks used to haul off dirt for large grading projects. She believed this would have been a better deterrent to large grading projects.

Frank Lloyd, Brendel Drive, suggested that Council not take a micro-view of garbage service for the Town. He used the backyard pick-up program and explained that he paid an additional charge for the service that is assessed by the length of his driveway. It would be very difficult for him to participate in curbside pick-up.

## 11. PUBLIC HEARINGS

None

MOTION SECONDED AND CARRIED: Moved by Warshawsky, seconded by Kerr and passed unanimously to adjourn to the Closed Session at 9:05 p.m.

## 12. CLOSED SESSION

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION: Government Code Section 54956.9(a): Campbell and Ligeti v. Town of Los Altos Hills

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: Government Code Section 54956.9(a): Town of Los Altos Hills v. Los Altos School District

The City Council reconvened to the Regular City Council meeting at 9:35 p.m.  
No action was taken.

## 13. ADJOURNMENT

There being no further business the Regular City Council meeting was adjourned at 9:36 p.m.

Respectfully submitted,

Karen Jost  
City Clerk

The minutes of the January 20, 2005 Regular City Council Meeting were approved as presented at the February 3, 2005 meeting.